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AP#

**PATENT**  
Attorney Docket No. 99078X206650  
LVM Reference No. 206650

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of:

Darsillo et al.

Application No. 09/670,118

Filed: September 26, 2000

For: RECORDING MEDIUM

Art Unit: 1773

Examiner: Kevin M. Bernatz

**TRANSMITTAL OF  
APPELLANTS' APPEAL BRIEF**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 1.192, appellants hereby submit Appellants' Brief on Appeal in triplicate.

The items checked below are appropriate:

**1. Status of Appellants**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**2. Fee for Filing Brief on Appeal**

Pursuant to 37 CFR 1.17(c), the fee for filing the Brief on Appeal is for: ☒ other than a small entity or ☐ a small entity.

**Brief Fee Due \$330.00**

**3. Oral Hearing**

☒ Appellants request an oral hearing in accordance with 37 CFR 1.194.

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**CERTIFICATE OF MAILING**

I hereby certify that this document (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 10, 2004

09/17/2004 MAHME1 00000059 121216 09670118

02 FC:1403 290.00 DA

09/17/2004 MAHME1 00000059 121216 09670118  
03 FC:1252 420.00 DA

**4. Extension of Time**

- ☒ Appellants petition for a two-month extension of time under 37 CFR 1.136, the fee for which is \$420.00.
- ☐ Appellants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that appellants have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request: \$420.00**

**5. Total Fee Due**

The total fee due is:

Brief on Appeal Fee	\$330.00
Request for Oral Hearing	\$290.00
Extension Fee (if any)	\$420.00

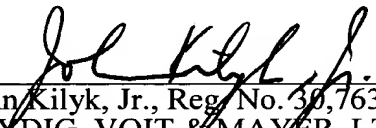
**Total Fee Due: \$1,040.00**

**6. Fee Payment**

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$750.00. A duplicate of this transmittal is attached.

**7. Fee Deficiency**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate copy of this transmittal is attached.

  
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John Kilyk, Jr., Reg. No. 30,763  
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Date: September 10, 2004